



General Assembly

February Session, 2014

Amendment

LCO No. 4117

SB0038904117SR0

Offered by:
SEN. FASANO, 34th Dist.

To: Subst. Senate Bill No. 389

File No. 611

Cal. No. 403

"AN ACT CONCERNING COURT OPERATIONS."

1 After the last section, add the following and renumber sections and
2 internal references accordingly:

3 "Sec. 501. Section 48-11 of the general statutes is repealed and the
4 following is substituted in lieu thereof (*Effective October 1, 2014*):

5 Whenever the state takes property under any provision of the
6 general statutes or any special act, and the state and the owner or
7 owners of such property or of any interest therein are unable to agree
8 on the amount to be paid as just compensation for such property, the
9 taking authority shall file, with the clerk of the court to which a
10 petition for the assessment of just damages has been preferred, a
11 statement of the sum of money estimated by such authority to be just
12 compensation for the property or interest therein taken. Such sum shall
13 be deposited in said court to the use of the person or persons entitled
14 thereto and notice of such deposit shall be given to such person or
15 persons by such clerk. The court may require such person or persons to

16 give bond to the state conditioned on the repayment to the state of so
17 much of such deposit which may be withdrawn as exceeds the amount
18 of compensation finally awarded. Interest shall not be allowed in any
19 judgment on so much of such amount as had been deposited in said
20 court. Upon the application of any such owner or owners, the court,
21 after determining the equity of the applicant in such deposit, may
22 order that the money so deposited, or any part thereof, be paid
23 forthwith for or on account of the just compensation to be awarded in
24 such proceeding, provided if an execution commanding a state
25 marshal to put a party in peaceable possession of condemned land has
26 been issued pursuant to section 48-23, such money shall be paid to
27 such owner or owners not later than ten days after the date of issuance
28 of the execution. If the compensation finally awarded exceeds the total
29 amount of money so deposited or received by any person or persons
30 entitled thereto, the court shall enter judgment against the state for the
31 amount of the deficiency."

This act shall take effect as follows and shall amend the following sections:

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| Sec. 501 | October 1, 2014 | 48-11 |
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